IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

TUESDAY, THE 29TH MAY 2007 / 8TH JYAISHTA 1929

Crl.Rev.Pet.No. 2046 of 2007()

CRA.87/2006 of ADDL.SESSIONS COURT-III, KOZHIKODE
ST.876/2005 of SPECIAL JFCM (MARAD CASES) KOZHIKODE

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REVN. PETITIONER: APPELLANT/ACCUSED

V.MUHAMMED, S/O AHAMMED KUTTY HAJI,
AGED 54 YEARS, BUSINESS, RESIDING AT C.N.HOUSE,
VAYANCHERI MUKKU, IRITTY, KANNUR DISTRICT.

BY ADV. SRI.K.P.HAREENDRAN

RESPONDENTS: COMPLAINANT AND STATE

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1. ZAKKARIA, S/O A.V.IMBICHIKOYA HAJI,
AGED 50 YEARS, RESIDING AT ERAMAKKA VEETTIL HOUSE,
V.K.KRISHNA MENON ROAD, PANNIYAMKARA,
KOZHIKODE, KOZHIKODE DIST.

2. STATE OF KERALA REPRESENTED BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.PUZHAKKARA MUHAMMED

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 29/05/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R.UDAYABHANU, J

CRL.R.P.No.2046 of 2007

Dated this the 29th day of May, 2007

O R D E R

The revision petitioner stands convicted for the offence under Section 138 of the Negotiable Instruments Act and sentenced, as modified by the appellate court, to imprisonment till the rising of the court and to pay a compensation of Rs.20,000/- to the complainant and in default, to undergo simple imprisonment for one month.

2. Counsel for the revision petitioner has only sought for time to pay the amount of compensation. It is submitted that he is too poor to raise that amount. In the circumstances, revision petitioner is granted six months' time from today onwards to remit the compensation amount (less the amount, if any deposited). He shall appear before the Special Judicial First Class Magistrate Court (Marad Cases), Kozhikode, on 30.11.2007 to receive the sentence. Non bailable warrant pending, if any, shall be kept in abeyance till 30.11.2007.

The criminal revision petition is disposed of as above.

K.R.UDAYABHANU,
JUDGE

csl